

ORDINANCE 1531

AN ORDINANCE OF THE CITY OF NORTH BEND, WASHINGTON, AMENDING NBMC 9.65.010 RELATING TO DISORDERLY CONDUCT; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City Council desires to amend North Bend Municipal Code Section 9.65.010 to include in the definition of disorderly conduct a person who is intoxicated in public and unreasonably disturbs the public peace, provokes disorder, or endangers the safety of others;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND,
WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:**

Section 1. NBMC 9.65.010, Amended: North Bend Municipal Code Section 9.65.010 (Disorderly conduct) is hereby amended to read as follows:

Any person who engages in disorderly conduct is guilty of a misdemeanor. A person engages in disorderly conduct when that person:

A. Uses abusive language and thereby intentionally creates a risk of assault;

B. Intentionally disrupts any lawful assembly or meeting of persons without authority;

C. Intentionally obstructs vehicular or pedestrian traffic without lawful authority;

D. Fights by agreement, except as part of an organized athletic event; or

E. Is intoxicated from the use of alcohol, marijuana, or illegal drugs in any public place in the city such that the person's conduct tends to or does unreasonably disturb the public peace, provoke disorder, or endanger the safety of others.

Section 2. Severability: Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this

ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. Effective Date: This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 15TH DAY OF JULY, 2014.

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Kenneth G. Hearing, Mayor

Michael R. Kenyon, City Attorney

ATTEST/AUTHENTICATED:

Published: July 23, 2014

Effective: July 28, 2014

Susie Oppedal, City Clerk